

## Amendment 165 Contract No. 229944

### To the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System

This Amendment 165 to the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System is entered into this 2nd day of October, 2011, by and between ERG Transit Systems (USA) Inc, a California corporation and wholly owned subsidiary of Vix-ERG Limited, an Australian corporation, (hereinafter referred to as the "Contractor") and each of the following seven public transportation agencies (hereinafter referred to individually as an "Agency" or collectively as the "Agencies"):

1. Central Puget Sound Regional Transit Authority ("Sound Transit")
2. King County ("King County")
3. Kitsap County Public Transportation Benefit Area ("Kitsap Transit")
4. Pierce County Public Transportation Benefit Area ("Pierce Transit")
5. Snohomish County Public Transportation Benefit Area ("Community Transit")
6. City of Everett ("Everett")
7. State of Washington, acting through the Washington State Department of Transportation, Washington State Ferries Division ("WSF")

#### Recitals

- A. Effective April 29, 2003, each of the Agencies and the Contractor entered into Contract #229944 ("Contract") to implement a Regional Fare Coordination System ("RFC System") to establish a common fare system utilizing smart card technology. The Contractor is responsible for the development, implementation, operation and maintenance of the RFC System as specified in the Contract.
- B. The Agencies and the Contractor desire to amend Section VI of Exhibit 9, Price Schedule Special Programs, to compensate the Contractor for the work necessary to change the name for one (1) King County Metro (KCM) Rapid Ride Line A Stand Alone Fare Transaction Processor (SAFTP). This work is performed per CR-002669 *KCM SAFTP Location Name Change v2.0*.
- C. The Parties do not agree on the amount of compensation due for the work of said CR-002669. The Agencies are agreeable to paying the amount of compensation included in the Amendment. The Contractor reserves its rights to claim the added compensation required by the Contractor in CR-002669 that is not covered by this Amendment.

## Agreement

### Section 1.0 Description of Work

- 1.1. The Contractor will perform the work necessary to change the KCM Rapid Ride Line A SAFTP (KCM05) location name 182<sup>nd</sup> North Bound to 180<sup>th</sup> North Bound. There is no change to the currently assigned IP Addresses. The Contractor will:
- (a) Update the DMCG KCM SAFTP Location Name Change
  - (b) Update the CDS KCM SAFTP Location Name Change
  - (c) Edit the location in Metrix KCM SAFTP Location Name Change
  - (d) Update Asset Register KCM SAFTP Location Name Change
  - (e) Submit updated documentation to KCM. The Contractor has identified the system documentation as SEA-02385 King County Metro (KCM) Asset Register

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Contract as follows:

### Section 2.0 Compensation Changes

Section VI (Implementation) of Exhibit 9, Price Schedule, is hereby amended to read as follows:

## VI. IMPLEMENTATION

### SPECIAL PROGRAMS

<b>LUMP SUM COST</b>
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To perform the work necessary to change the name of one (1) KCM Rapid Ride SAFTP Technical Engineer 3 hours @ \$94.30; QA Manager 1 hour @ \$86.10 + 10% overhead @ \$37:	
<b>TOTAL</b>	<b>\$406</b>

### Section 3.0 Other Terms and Conditions

All other provisions of the Contract not referenced in this Amendment One Hundred and sixty-five shall remain in effect.

IN WITNESS WHEREOF, authorized representative of the Agencies and the Contractor have signed their names in the spaces provided below.

ERG Transit Systems (USA) Inc.

By: [Signature]  
Its: General Manager  
Date: 10/2/12

The Agencies

By: Candace Carlson  
Their: Operations Manager  
On behalf of the Agencies  
Date: October 2, 2012